IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO.918 OF 2007

Uttam Sukarya Mhatre ...Applicant.

Versus

The State of Maharashtra ...Respondent.

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Mr.D.A.Malawade i/b. Mr.C.S.Patil & Ms.S.A.Nikam, Adv. for the Applicant
Mr.V.B.Konde-Deshmukh, APP, for the State.

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CORAM : SMT.V.K.TAHILRAMANI,J.

DATED : 2nd April, 2007.

P.C.:

1. Heard the learned Advocate for the Applicant and the learned APP for the State.

2. The applicant is seeking bail in C.R.No.333 of 2006 of Deonar Police Station, Mumbai. The said case is under Section 376 of IPC and under Sections 3, 4, 5, 6 & 7 of the Prevention of Immoral Traffic Act.

3. The learned Advocate for the applicant has submitted that the applicant was over 61 years of age and two coaccused i.e. Baldevbhai Rawal and

Navinkumar Thakker have been released on bail. It is further stated that the case of Baldevbhai Rawal and Navinkumar Thakker is similar to that of the applicant. This statement is not controverted by the prosecution.

4. The victim girl was over 16 years of age at the time of the incident. The material on record shows that the prosecutrix has left her house on her own accord. The investigation in the present case is over and the chargesheet has been filed. It is not the case of the prosecution that the applicant is likely to abscond.

5. Looking to all these facts, I am inclined to grant bail to the applicant.

6. The applicant-Uttam Sukarya Mhatre to be released on bail in the sum of Rs.30,000/- with one or two sureties to make up the said amount. The applicant shall report to Deonar Police Station, Mumbai once in a week.

7. Application is disposed of accordingly.

(SMT.V.K.TAHILRAMANI,J.)